

**STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES**

Before the Director of the Department of Insurance and Financial Services

**In the matter of rescinding Order No.
94-213-R**

Order No. 14-009-M

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**Issued and entered
this 10th day of March 2014
by Annette E. Flood
Director**

ORDER RESCINDING ORDER NO. 94-213-R

On August 4, 1994, the Insurance Bureau issued Order No. 94-213-R in response to Blue Cross Blue Shield of Michigan's (BCBSM) request for rate and form approval for its health benefit program for the Michigan Education Special Services Association (MESSA). Order No. 94-213-R required, among other things, that BCBSM file for prior approval all rate renewals and rate settlements prepared subsequent to the date of the Order. Accordingly, since 1994, BCBSM has filed its MESSA-specific rates for prior approval. BCBSM's MESSA-specific filing is the only large group filing DIFS currently reviews.

Subsequently, Bulletin 2011-14-INS clarified that, although DIFS had statutory authority under Sections 2236 and 2242 of the Code, MCL 500.2236 and 500.2242, to review all disability insurance rates and forms, it would decline to exercise that authority with regard to large group rates. As a result, as of September 1, 2011, DIFS no longer reviews rates for large group products.

The basis that existed in 1994 for the Insurance Bureau to review BCBSM's MESSA rates no longer exists. However, DIFS retains the statutory authority under Sections 2236 and 2242 of the Code, MCL 500.2236 and 500.2242, to review any insurer's rate or form filings in the future.

THEREFORE, IT IS ORDERED that Order No. 94-213-R is rescinded effective immediately.


Annette E. Flood
Director